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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/912,692	07/26/2001	Edward T. Buford III	27.385	7736

7590 04/20/2007
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Washington, DC 20012

EXAMINER

CHIN, RANDALL E

ART UNIT	PAPER NUMBER
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1744

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
30 DAYS	04/20/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No.

09/912,692

Examiner

Randall Chin

Applicant(s)

BUFORD, EDWARD T.

Art Unit

1744

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 06 April 2007 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: See Continuation Sheet.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

RANDALL CHIN (EXAM'R)

Legal Instruments Examiner (LIE), if applicable

RANDALL E. CHIN
PRIMARY EXAMINER

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Continuation of 4(e) Other: At the outset, Applicant MUST NOT submit three (3) versions of claim sets. This creates confusion. Applicant MUST ONLY submit just one (1) claim listing in the next response that includes the canceled claims and currently amended claims 17 and 19. The single claim listing which is to be submitted shall include the additions and deletions to the claims. NO CLEAN VERSION OF THE CLAIMS SHALL BE SUBMITTED. ONLY A SINGLE CLAIM LISTING SHALL BE SUBMITTED WHICH INCLUDES THE ADDITIONS AND DELETIONS TO THE CLAIMS. Applicant has also incorrectly amended claims by utilizing quotations and dashes which adds to the confusion. APPLICANT IS REMINDED THAT THE TEXT OF ANY ADDED SUBJECT MATTER BY SHOWN BY UNDERLINING THE ADDED TEXT AND THE TEXT OF ANY DELETED SUBJECT MATTER BY SHOWN BY BEING PLACED WITHIN BRACKETS (AND NOT PARENTHESES). See 37CFR1.121(c)(2). Also, claim Also, claim 16 is not listed as --(Canceled)-- rendering the claim listing incomplete. Claim 19, line 7, the recitation that the toothbrush consists of a "constant number of bristles" appears to be new matter and should be deleted..